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8 UNITED STATES BANKRUPTCY COURT
9 NORTHERN DISTRICT OF CALIFORNIA

10 **In re:** **Case No. 10-43329 RLE**

11 **CHARLES GEORGE DAGGS and**
JAMILA LASHON DAGGS,
12 **Debtors.**

Chapter 13

**AMENDED MOTION TO MODIFY CHAPTER
13 PLAN; NOTICE TO CREDITORS OF
DEADLINE TO REQUEST A HEARING**

14 The above-named debtors apply to the court for an order to modify
15 their Chapter 13 Plan as follows:

16 Debtors will include their 2010 IRS taxes in the amount of \$3,960.32
17 with 3% interest to their Chapter 13 Plan. Commencing August 2011,
18 debtors will pay \$590.00 per month to the Trustee. Any plan arrearages
19 shall be forgiven. Unsecured, non-priority creditors shall be paid on a
20 pro-tanto basis.

21 The modification is sought on the following grounds:
22 Debtors are unable to pay their 2010 taxes in addition to their Chapter
23 13 Plan payment.

24 **NOTICE IS HEREBY GIVEN:**

25 (i) That Local Rule 9014-1 of the United States Bankruptcy Court
26 for the Northern District of California prescribes the procedures to be

1 followed and that any objection to the requested relief, or a request for
2 hearing on the matter must be filed and served upon the undersigned
3 within twenty one (21) days of mailing of this notice;

4 (ii) That a request for hearing or objection must be accompanied
5 by any declarations or memoranda of law the party objecting or requesting
6 wishes to present in support of its position;

7 (iii) That if there is not a timely objection to the requested
8 relief or a request for hearing, the Court may enter an order granting
9 the relief by default; and

10 (iv) That the undersigned will give at least seven (7) days written
11 notice of hearing to the objecting or requesting party, and to any
12 trustee or committee appointed in the case, in the event an objection or
13 request for hearing is timely made.

14 Dated: September 16, 2011

15 /s/ Anne Y. Shiau
16 Anne Y. Shiau
17 Attorney for Debtors